

<p>Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address</p> <p>DAVID B. GOLUBCHIK (State Bar No. 185520) JEFFREY S. KWONG (State Bar No. 288239) LEVENE, NEALE, BENDER, YOO & BRILL L.L.P. 10250 Constellation Boulevard, Suite 1700 Los Angeles, California 90067 Telephone: (310) 229-1234 Facsimile: (310) 229-1244 Email: DBG@LNBYB.COM; JSK@LNBYB.COM</p> <p><input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Debtor and Debtor in Possession</p>		<p>FOR COURT USE ONLY</p>	
<p>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - RIVERSIDE DIVISION</p>			
<p>In re:</p> <p>SUNYEAH GROUP CORPORATION,</p> <p>Debtor(s).</p>		<p>CASE NO.: 6:19-bk-21185-MH CHAPTER: 11</p> <p>NOTICE OF SALE OF ESTATE PROPERTY</p>	

Sale Date: 04/28/2020	(Sale Hearing)	Time: 2:00 pm	Sale Hearing
Location: Courtroom 303, 3420 Twelfth Street, Riverside, CA 92501			

Type of Sale: ☐ Public ☒ Private **Last date to file objections:** 04/14/2020

Description of property to be sold: Please see attached Notice of Hearing.

2016 Toyota Prius 4H, VIN #JTDKARFU4G3021530 (the “Prius 4H”); and 2016 Toyota Prius C, VIN #JTDKDTB30G1134663 (the “Prius C,” and together with the Prius 4H, the “Vehicles”).

Terms and conditions of sale: Please see attached Notice of Hearing.

Proposed sale price: _____ Please see attached Notice of Hearing.

Overbid procedure (*if any*): Not Applicable.

If property is to be sold free and clear of liens or other interests, list date, time and location of hearing:

Not Applicable. The Vehicles are being sold to their respective Buyers subject to any liens asserted against the Vehicles.

Contact person for potential bidders (*include name, address, telephone, fax and/or email address*):

Private Sale. For information, contact Debtor's counsel:

Jeffrey S. Kwong
LEVENE, NEALE, BENDER, YOO & BRILL L.L.P.
10250 Constellation Boulevard, Suite 1700
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Date: 04/07/2020

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9 Attorneys for Debtor and Debtor in Possession

10 **UNITED STATES BANKRUPTCY COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**
12 **RIVERSIDE DIVISION**

13 In re

14 **SUNYEAH GROUP CORPORATION**
15 Debtor.

Case No. 6:19-bk-21185-MH

Chapter 11

**NOTICE OF MOTION FOR ORDER
AUTHORIZING SALES OF ESTATE'S
RIGHT, TITLE, AND INTEREST IN
VEHICLES**

Hearing

Date: April 28, 2020

Time: 2:00 p.m.

Place: Courtroom 303

3420 Twelfth Street

Riverside, CA 92501

1 **TO ALL INTERESTED PARTIES:**

2 **PLEASE TAKE NOTICE** as follows:

3 **(A) Date, Time, and Place of Hearing on the Proposed Sales:** April 28, 2020 at 2:00
4 p.m., in Courtroom 303 of the United States Bankruptcy Court, located at 3420 Twelfth Street,
5 Riverside, CA 92501

6 **(B) Details Regarding Proposed Sale Of Prius 4H:**

- 7 • Description Of Property To Be Sold: 2016 Toyota Prius 4H, VIN
8 #JTDKARFU4G3021530 (the “Prius 4H”)
- 9 • Name And Address Of Proposed Buyer: YGB Construction (“YGB”), 10428 Rush
10 Street, South El Monte, CA 91733
- 11 • Terms And Conditions Off Sale: Sale of Prius 4H for, among other consideration,
12 \$3,000, pursuant to the terms of the “*Prius 4H Vehicle Purchase And Sale Agreement*”
13 (the “Prius 4H Agreement”), a copy of which is attached as **Exhibit “1”** to the Motion.
14 In addition, YGB has agreed to: (a) assume and/or pay off all of the financial and other
15 obligations arising from, related to, or arising under the Debtor’s loan with Toyota
16 Motor Credit Corp. for the Prius 4H (the “Prius 4H Loan”); and (b) hold harmless and
17 indemnify the Debtor from all of the financial and other obligations arising from, related
18 to, or arising from the Prius 4H Loan. The Prius 4H is being purchased “as-is” without
19 any representations or warranties of any kind.

20 **(C) Details Regarding Proposed Sale Of Prius C**

- 21 • Description Of Property To Be Sold: 2016 Toyota Prius C, VIN
22 #JTDKDTB30G1134663 (the “Prius C,” and together with the Prius 4H, the “Vehicles”)
- 23 • Name And Address Of Proposed Buyer: Jingkui Shi (“Jingkui,” and together with YGB,
24 the “Buyers”), 12870 Rock Crest Ln, Chino Hills, CA 91709
- 25 • Terms And Conditions Off Sale: Sale of Prius C for, among other consideration, \$3,500,
26 pursuant to the terms of the “*Prius C Vehicle Purchase And Sale Agreement*” (the “Prius
27 C Agreement,” and together with the Prius 4H Agreement, the “Agreements”), a copy of
28 which is attached as **Exhibit “2”** to the Motion. In addition, Jingkui has agreed to (a)

1 assume and/or pay off all of the financial and other obligations arising from, related to,
2 or arising under the Debtor's loan with Toyota Motor Credit Corp. for the Prius C (the
3 "Prius C Loan"); and (b) hold harmless and indemnify the Debtor from all of the
4 financial and other obligations arising from, related to, or arising from the Prius C Loan.
5 The Prius C is being purchased "as-is" without any representations or warranties of any
6 kind.

7 **(E) Liens:** The Vehicles are being sold to their respective Buyers subject to any liens
8 asserted against the Vehicles. Toyota Motor Credit Corp. is the Debtor's lender for both
9 Vehicles, and the approximate current outstanding balances on the loans for the Prius 4H and
10 Prius C are \$19,566 and \$10,633.80 respectively.

11 **(F) Overbid Procedures:** N/A. The Debtors are requesting Court approval to sell
12 the Vehicles to the Buyers pursuant to the Agreements.

13 **(G) Consideration:** The proposed sale will generate \$6,500 for the benefit of the
14 estate.

15 **(H) Commissions:** None

16 **(I) Tax Consequences:** None

17 **(J) Deadline for Objection:** Pursuant to Local Bankruptcy Rule 9013-1(f), any
18 interested party that wishes to oppose the relief requested in the motion must file not later than
19 14 days prior to the scheduled hearing date, with the Clerk of the Bankruptcy Court, located at
20 3420 Twelfth Street, Riverside, CA 92501, and serve upon the Office of the United States
21 Trustee, the Debtor's counsel, located at the address indicated on the upper left corner of the
22 first page of this notice, "[a] complete written statement of all reasons in opposition thereto ...,
23 declarations and copies of all photographs and documentary evidence on which the responding
24 party intends to rely and any responding memorandum of points and authorities."

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1 **PLEASE TAKE FURTHER NOTICE** that pursuant to Local Bankruptcy Rule 9013-
2 1(h), failure to file and serve a timely response may be deemed consent to the relief requested in
3 the Motion.

4 DATED: April 7, 2020

LEVENE, NEALE, BENDER, YOO &
BRILL L.L.P.

By: /s/ Jeffrey S. Kwong

DAVID B. GOLUBCHIK

JEFFREY S. KWONG

Attorneys for Sunyeah Group Corporation

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 10250 Constellation Boulevard, Suite 1700, Los Angeles, CA 90017.

A true and correct copy of the foregoing document entitled **NOTICE OF SALE OF ESTATE PROPERTY** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **April 7, 2020**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- **Dennis A Dressler** ddressler@dresslerpeters.com
- **Abram Feuerstein** abram.s.feuerstein@usdoj.gov
- **David B Golubchik** dbg@lnbyb.com, stephanie@lnbyb.com
- **Everett L Green** everett.l.green@usdoj.gov
- **Jeffrey S Kwong** jsk@lnbyb.com, jsk@ecf.inforuptcy.com
- **Sean A OKeefe** sokeefe@okeefelc.com, seanaokeefe@msn.com
- **United States Trustee (RS)** ustpreion16.rs.ecf@usdoj.gov

2. SERVED BY UNITED STATES MAIL: On **April 7, 2020**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **April 7, 2020**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

SERVED BY OVERNIGHT MAIL

The Honorable Mark D. Houle
United States Bankruptcy Court
3420 Twelfth Street, Suite 365 / Courtroom 303
Riverside, CA 92501-3819

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

April 7, 2020 Lourdes Cruz
Date Printed Name

/s/ Lourdes Cruz
Signature